

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION**

AFFINITY LABS OF TEXAS, LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.,
SAMSUNG TELECOMMUNICATIONS
AMERICA, LLC F/K/A SAMSUNG
TELECOMMUNICATIONS AMERICA, L.P.,
HIGH TECH COMPUTER CORP., A/K/A HTC
CORP., H.T.C. (B.V.I.) CORP., HTC
AMERICA, INC.; LG ELECTRONICS, INC.,
LG ELECTRONICS USA, INC., AND LG
ELECTRONICS MOBILECOMM U.S.A., INC.
D/B/A LG MOBILE PHONES,

Defendants.

Case No. 1:12-cv-00557-RC

JURY TRIAL DEMANDED

STIPULATION OF DISMISSAL WITH RESPECT TO HTC (B.V.I.) CORP.

WHEREAS, Plaintiff Affinity Labs of Texas, LLC (“Affinity Labs”) has filed suit against HTC (B.V.I.) Corp. (“HTC BVI”) for infringement of U.S. Patent Nos. 7,187,947, 7,324,833, 7,634,228, 7,953,390, 8,359,007;

WHEREAS, HTC BVI has represented under oath that it does not make, use, sell, offer for sale, or import any products, including smartphones and tablets;

WHEREAS, HTC BVI has represented under oath that it has no involvement in the manufacture, marketing, sale, import, or distribution of any products, including smartphones and tablets;

NOW THEREFORE THE PARTIES HEREBY STIPULATE that Affinity Labs dismisses its claims against HTC BVI for infringement of U.S. Patent Nos. 7,187,947, 7,324,833, 7,634,228, 7,953,390, 8,359,007, reserving the right to refile those claims should discovery show that the factual basis for this stipulation is incorrect.

Date: April 5, 2013

Respectfully submitted,

/s/ Jerry R. Selinger (with permission)

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/s/ Cyrus A. Morton (with permission)

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Attorneys for Plaintiff Affinity Labs of Texas, LLC

CERTIFICATE OF SERVICE

I hereby certify that on April 5, 2013, I caused a true and correct copy of this document (Stipulation of Dismissal with Respect to HTC (B.V.I.) Corp.) to be served on all counsel of record via Electronic Case Filing (ECF) pursuant to Local Rule CV-5(a).

Dated: April 5, 2013

/s/ Charles W. Goehringer
Charles W. Goehringer, Jr.